



Invitation for Bid

Sealed Bid Sale

Sale Number

38-4869

FUEL OIL BARGES, COVERED
LIGHTER, FERRY BOAT OR LAUNCH,
FLOATING CRANE, OPEN LIGHTER

Please be aware that the inventory is not being sold by a DRMO.
Any questions or comments please contact the
Sales Contracting Officer, Linda Lamphear at (269) 961-7400.

Bid Opening Date and Time

February 25, 2004; at 9:00 A.M. (EST)

Inspection Period Begins:
February 9, 2004

NOTICE!
A 20% Bid Deposit is
Required

Payment in Full Must Be
Received Prior to
Removal/Release of Property

Department of Defense
Defense Reutilization and Marketing Service
National Sales Office

Invitation For Bid
Sale Number
38-4869

Bid Opening Date
February 25, 2004; at 9:00 A.M. (EST)

Bids will be accepted until opening date and time set for Bid opening.
Bids and all required documentation received after the bid opening date
may be determined late and not considered.

The bid acceptance period must be at least 10 days from the bid opening
or the bid will be considered nonresponsive.

Mail bids to:

Defense Reutilization and Marketing Service
National Sales Office - Bids
74 Washington Ave N STE 6
Battle Creek, MI 49017-3092

Fax bids to:
(269) 961-7568

Place bids electronically and view bid results at:
<http://www.drms.dla.mil>

Sales Contracting Officer (SCO) for this sale is:
Linda Lamphear, (269) 961-7400

Office Hours: 7:30 a.m. to 4:00 p.m. (EST/EDST)
Monday - Friday

PRIOR TO BID OPENING DATE:

For current and future sales information contact 1-888-352-9333. For How to Bid information contact the
Contracting Officer at (269) 961-7400

AFTER BID OPENING DATE:

For High Bid Information, which will not be furnished to bidders until after awards have been made (see
paragraph 3, page 3 of Sale by Reference), payments and refunds contact 1-888-352-9333

Unofficial abstracts are available for download/viewing at the DRMS Web site: www.drms.dla.mil

EXCHANGE SALE: This property is being offered in accordance with the exchange/sale provisions of Section
201(c) of the Federal Property and Administrative Services Act of 1949 Stat.384 as amended (40 U.S.C.481c).

Payments

All payments that are mailed in must be made in U.S. currency or guaranteed instrument payable in
U.S. dollars to the Treasurer of the United States.

For additional information refer to the payment article in the Conditions of Sale in this catalog.

Credit cards accepted: VISA, Discover, MasterCard and American Express

Table of Contents

	Page Number
Item Description Index.....	2
List of Sale Items	3
Additional General Information and Instructions (DRMS Form 82-3 May 89 EF)	6
Supply Condition Codes/Demilitarization Codes/Requirements.....	8
Conditions of Sale (DRMS Form 83 Jan 98 Computer Generated)	9
Articles	10
Inspection Dates and Times	13
Loading Table/Notes	14
Sale of Government Property Item Bid and Award Page	15
Credit Card Information	17
Letter of Authorization (DRMS Form 1646 Apr 2002).....	18
End Use Certificate (DLA Form 1822, Dec 2001).....	19
Instructions for Completing DLA Form 1822.....	21

Item Description Index

<u>Description</u>	<u>Item Number</u>
COVERED LIGHTER, EX-YFN-308	6
FERRY BOAT, EX-YFB-87	9
FLOATING CRANE, EX-YD-224	5
FUEL OIL BARGE, EX-YO-153	7
FUEL OIL BARGE, EX-YON-288	1
FUEL OIL BARGE, EX-YON-292	2
FUEL OIL BARGE, EX-YON-301	3
FUEL OIL BARGE, EX-YON-302	4
OPEN LIGHTER, EX-YC-1321	8

IT HAS BEEN DETERMINED THAT THIS PROPERTY IS NO LONGER NEEDED BY THE FEDERAL GOVERNMENT.

Items 1-4 are located at Port Operations, Naval Station, San Diego, CA

Item 1. FUEL, OIL BARGE, EX-YON-288
GENERAL DESCRIPTION

The EX-YON-228 is a non-self propelled liquid cargo barge designed to carry liquid petroleum products for refueling ships. Designed as an all-purpose liquid cargo carrier capable of handling a clean product fuel. Heating coils are provided. It has eight cargo tanks; four (4) port and four (4) starboard, with a capacity of 8,400 barrels are provided.

Builder	Brown-Minneapolis
Delivery Date:	11 Sept. 1975
Length	165'
Extreme Beam	40'
Current Displacement	1506 tons
Draft	8 ft (max)
Hull Material:	Steel hull, steel superstructure

CONDITION: It is the opinion of the custodian that the hull of this vessel is in fair condition. The conditions given in this description are made by the Navy based upon an internal vessel assessment. It is recommended that prospective bidders inspect the vessel and make their own determination of the overall condition of the vessel and the suitability of the hull for usage or tow.

FSC: 1940
DEMIL CODE: Q

Contact: CW04 Brian Lehmkuhler PHONE: (619) 556-6790

Acq. Cost: \$415,000.00 1 Each

THE FOLLOWING ARTICLES APPLY:
PART 05-J: Commerce Control List Items (CCLI)
PART 05-K: Munitions List and Commerce Control
List Items (MLI/CCLI) Compliance

END USE CERTIFICATE APPLIES AND MUST BE COMPLETED AND SUBMITTED WITH BIDS ON THIS ITEM.

Item 2. FUEL, OIL BARGE, EX-YON-292
GENERAL DESCRIPTION

The EX-YON-292 is a non-self propelled liquid cargo barge designed to carry liquid petroleum products for refueling ships. Designed as an all-purpose liquid cargo carrier capable of handling a clean product fuel. Heating coils are provided. It has eight cargo tanks; four (4) port and four (4) starboard, with a capacity of 8,400 barrels are provided.

Builder	Brown-Minneapolis
Delivery Date:	11 Sept. 1975
Length	165'
Extreme Beam	40'
Current Displacement	1506 tons
Draft	8 ft (max)
Hull Material:	Steel hull, steel superstructure

CONDITION: It is the opinion of the custodian that the hull of this vessel is in fair condition. The conditions given in this description are made by the Navy based upon an internal vessel assessment. It is recommended that prospective bidders inspect the vessel and make their own determination of the overall

condition of the vessel and the suitability of the hull for usage or tow.

FSC: 1940
DEMIL CODE: Q

Contact: CW04 Brian Lehmkuhler PHONE: (619) 556-6790

Acq. Cost: \$400,000.00 1 Each

THE FOLLOWING ARTICLES APPLY:
PART 05-J: Commerce Control List Items (CCLI)
PART 05-K: Munitions List and Commerce Control
List Items (MLI/CCLI) Compliance

END USE CERTIFICATE APPLIES AND MUST BE COMPLETED AND SUBMITTED WITH BIDS ON THIS ITEM.

Item 3. FUEL, OIL BARGE, EX-YON-301
GENERAL DESCRIPTION

The EX-YON-301 is a non-self propelled liquid cargo barge designed to carry liquid petroleum products for refueling ships. Designed as an all-purpose liquid cargo carrier capable of handling a clean product fuel. Heating coils are provided. It has eight cargo tanks; four (4) port and four (4) starboard, with a capacity of 8,400 barrels are provided.

Builder	Southwest Marine Inc.
Delivery Date:	16 Jan 1983
Length	184'
Extreme Beam	35'
Current Displacement	1086 tons
Draft	10 ft (max)
Hull Material:	Steel hull, steel superstructure

CONDITION: It is the opinion of the custodian that the hull of this vessel is in fair condition. The conditions given in this description are made by the Navy based upon an internal vessel assessment. It is recommended that prospective bidders inspect the vessel and make their own determination of the overall condition of the vessel and the suitability of the hull for usage or tow.

FSC: 1940
DEMIL CODE: Q

Contact: CW04 Brian Lehmkuhler PHONE: (619) 556-6790

Acq. Cost: \$858,000.00 1 Each

THE FOLLOWING ARTICLES APPLY:
PART 05-J: Commerce Control List Items (CCLI)
PART 05-K: Munitions List and Commerce Control
List Items (MLI/CCLI) Compliance

END USE CERTIFICATE APPLIES AND MUST BE COMPLETED AND SUBMITTED WITH BIDS ON THIS ITEM.

Item 4. FUEL, OIL BARGE, EX-YON-302
GENERAL DESCRIPTION

The EX-YON-302 is a non-self propelled liquid cargo barge designed to carry liquid petroleum products for refueling ships. Designed as an all-purpose liquid cargo carrier capable of handling a clean product fuel. Heating coils are provided. It has eight cargo tanks; four (4) port and four (4) starboard, with a capacity of 8,400 barrels are provided.

Builder	Southwest Marine Inc.
Delivery Date:	16 Jan 1983

Length	184'
Extreme Beam	35'
Current Displacement	1086 tons
Draft	10 ft (max)
Hull Material:	Steel hull, steel superstructure

CONDITION: It is the opinion of the custodian that the hull of this vessel is in fair condition. The conditions given in this description are made by the Navy based upon an internal vessel assessment. It is recommended that prospective bidders inspect the vessel and make their own determination of the overall condition of the vessel and the suitability of the hull for usage or tow.

FSC: 1940
DEMIL CODE: Q

Contact: CW04 Brian Lehmkuhler PHONE: (619) 556-6790

Acq. Cost: \$858,000.00 1 Each

THE FOLLOWING ARTICLES APPLY:
PART 05-J: Commerce Control List Items (CCLI)
PART 05-K: Munitions List and Commerce Control
List Items (MLI/CCLI) Compliance

**END USE CERTIFICATE APPLIES AND MUST BE
COMPLETED AND SUBMITTED WITH BIDS ON THIS ITEM.**

**Items 5-7 are located at NAVSEA Inactive Ships
On-Site Maintenance Office NISMO, Reserve
Basin, Naval Business Center, Philadelphia, PA**

Item 5. FLOATING CRANE, EX-YD-224

GENERAL DESCRIPTION

The EX-YD-224 is a non-self-propelled 100-ton capacity floating crane of the revolving, truss-boom type with a machinery house mounted on a welded steel barge. The hull has an engine room for self-contained diesel-electric power plants and a crew's quarters.

Builder	Wiley Mfg. Co.
Delivery Date:	1969
Length	140'
Extreme Beam	70'
Current Displacement	370 tons
Draft	7 ft (max)
Hull Material:	Steel hull, steel superstructure

CONDITION: It is the opinion of the custodian that the hull of this vessel is in fair condition. The conditions given in this description are made by the Navy based upon an internal vessel assessment. It is recommended that prospective bidders inspect the vessel and make their own determination of the overall condition of the vessel and the suitability of the hull for usage or tow.

FSC: 1940
DEMIL CODE: Q

Contact: Kenneth Naegele PHONE: (215) 897-6747

Acq. Cost: \$1,547,000.00 1 Each

THE FOLLOWING ARTICLES APPLY:
PART 05-J: Commerce Control List Items (CCLI)
PART 05-K: Munitions List and Commerce Control
List Items (MLI/CCLI) Compliance

**END USE CERTIFICATE APPLIES AND MUST BE
COMPLETED AND SUBMITTED WITH BIDS ON THIS ITEM.**

Item 6. COVERED LIGHTER, EX-YFN-308

GENERAL DESCRIPTION

The EX-YFN- 1240 is a non-self-propelled, shore dependent, steel covered lighter, designed to carry cargo requiring protection from the weather in harbors, rivers or other protected waters. The craft is designed to carry a distributed load on its main deck within the deckhouse structure.

Builder	Dravo/Wilmington
Delivery Date:	1942
Length	110'
Extreme Beam	35'
Current Displacement	160 tons
Draft	7 ft (max)
Hull Material:	Steel hull, steel superstructure

CONDITION: It is the opinion of the custodian that the hull of this vessel is in fair condition. The conditions given in this description are made by the Navy based upon an internal vessel assessment. It is recommended that prospective bidders inspect the vessel and make their own determination of the overall condition of the vessel and the suitability of the hull for usage or tow.

FSC: 1940
DEMIL CODE: Q

Contact: Kenneth Naegele PHONE: (215) 897-6747

Acq. Cost: \$39,000.00 1 Each

THE FOLLOWING ARTICLES APPLY:
PART 05-J: Commerce Control List Items (CCLI)
PART 05-K: Munitions List and Commerce Control

Item 7. FUEL, OIL BARGE, EX-YO-153

GENERAL DESCRIPTION

The EX-YO-153 is a non-self propelled liquid cargo barge designed to carry liquid petroleum products for refueling ships. Designed as an all-purpose liquid cargo carrier capable of handling a clean product fuel. Heating coils are provided. It has eight cargo tanks; four (4) port and four (4) starboard, with a capacity of 8,400 barrels are provided.

Builder	Unknown
Delivery Date:	1943
Length	156'
Extreme Beam	30'
Current Displacement	370 tons
Draft	12 ft (max)
Hull Material:	Steel hull, steel superstructure

CONDITION: It is the opinion of the custodian that the hull of this vessel is in fair condition. The conditions given in this description are made by the Navy based upon an internal vessel assessment. It is recommended that prospective bidders inspect the vessel and make their own determination of the overall condition of the vessel and the suitability of the hull for usage or tow.

FSC: 1940
DEMIL CODE: Q

Contact: Kenneth Naegele PHONE: (215) 897-6747

Acq. Cost: \$396,000.00 1 Each

THE FOLLOWING ARTICLES APPLY:

PART 05-J: Commerce Control List Items (CCLI)
PART 05-K: Munitions List and Commerce Control
List Items (MLI/CCLI) Compliance

**END USE CERTIFICATE APPLIES AND MUST BE
COMPLETED AND SUBMITTED WITH BIDS ON THIS ITEM.**

**Item 8 is located at Submarine Development
Squadron Five, Detachment Diving, Service Pier,
Naval Submarine Base Bangor, Washington.**

Item 8. OPEN LIGHTER, EX-YC-1321

GENERAL DESCRIPTION

The EX-YC-1321 Open Lighter, Non Self-Propelled is a steel barge designed to transport cargo in rivers, harbors or other protected waters. The craft is divided into watertight compartments. Access to these compartments is through manholes.

Builder	Sun Shipbuilding and Drydock Company
Delivery Date:	1944
Length	142'
Extreme Beam	34'
Current Displacement	unknown
Draft	3 ft (max)
Hull Material:	Steel hull, steel superstructure

CONDITION: It is the opinion of the custodian that the hull of this vessel is in fair condition. The conditions given in this description are made by the Navy based upon an internal vessel assessment. It is recommended that prospective bidders inspect the vessel and make their own determination of the overall condition of the vessel and the suitability of the hull for usage or tow.

FSC: 1940
DEMIL CODE: Q

Contact: MMC Curtis McVey PHONE: (360) 396-4224

Acq. Cost: \$69,000.00 1 Each

THE FOLLOWING ARTICLES APPLY:

PART 05-J: Commerce Control List Items (CCLI)
PART 05-K: Munitions List and Commerce Control
List Items (MLI/CCLI) Compliance

**END USE CERTIFICATE APPLIES AND MUST BE
COMPLETED AND SUBMITTED WITH BIDS ON THIS ITEM.**

Item 9 is located at Naval Station, Pearl Harbor, HI

Item 9. FERRY BOAT OR LAUNCH, YFB-87

GENERAL DESCRIPTION

The YFB-87 is a Ferry Boat that is self-propelled and used to transport personnel, vehicles and equipment across rivers and harbors in areas where road or bridge support is not available.

Builder	Western Boat Corp.
Delivery Date:	1970
Length	162'
Extreme Beam	59'
Current Displacement	500 tons
Draft	12 ft (max)
Hull Material:	Steel hull, steel superstructure

CONDITION: It is the opinion of the custodian that the hull of this vessel is in fair condition. The conditions given in this description are made by the Navy based upon an internal vessel assessment. It is recommended that prospective bidders inspect the vessel and make their own determination of the overall condition of the vessel and the suitability of the hull for usage or tow.

FSC: 1940
DEMIL CODE: Q

Contact: Mr. Curtis Naki PHONE: (808) 478-3684

Acq. Cost: \$1,060,000.00 1 Each

THE FOLLOWING ARTICLES APPLY:

PART 05-J: Commerce Control List Items (CCLI)
PART 05-K: Munitions List and Commerce Control
List Items (MLI/CCLI) Compliance

**END USE CERTIFICATE APPLIES AND MUST BE
COMPLETED AND SUBMITTED WITH BIDS ON THIS ITEM.**

Additional General Information and Instructions (DRMS Form 82-3 May 89 EF)

See DRMS pamphlet, *Sale by Reference, March 1994*, for General Information and Instructions 1 thru 17.

- 18. Submission of Bids.** Bids must be in the possession of the Sales Contracting Officer by the hour (exact time) specified for the bid opening. Bids must be submitted on the forms provided in this Invitation. Forms must be typewritten or prepared in ink or indelible pencil, and signed by the person submitting the bid. Envelopes containing the bids must be sealed and identified by the name and address of the bidder, the number of the sale, and the date and hour of the bid opening. (See following format.)

<p>NAME _____</p> <p>ADDRESS _____</p> <p>CITY ST ZIP _____</p> <p style="text-align: center;">Defense Reutilization & Marketing Service Bid Room, National Sales Office 74 Washington Ave N. BATTLE CREEK, MI 49017-3092</p> <p>SALE NUMBER: 38-4869 BID OPENING DATE: February 25, 2004 @ 9:00 A.M. (EST) BIDDER IDENTIFICATION NUMBER: 300-FILL-IN-YOUR-NUMBER</p>	<div style="border: 1px solid black; padding: 10px; width: 100%;"> POSTAGE REQUIRED </div>
--	--

19. Bids may be submitted via:

- A. U.S. Mail-Users of the U.S. Postal Service (including USPS Express Mail)
- B. Express Mail/Hand Carried Bids-Users of Express Mail Services and hand carried bids.
- C. Electronic Method-Instructions for on-line bidding at <http://www.drms.dla.mil>

Bids submitted by telegram, facsimile, electronic mail (Internet) or mailgram must be specific as to sender and content, to include name and title of sender, complete firm name (if other than an individual), complete address, telephone number, invitation for bid number, item number on which the bid is submitted, unit price and total price and amount. Bids must be stated in U.S. Dollar.

20. Telephonic bids will not be accepted on this sale.

21. All bids must be addressed and mailed or delivered to:

Defense Reutilization and Marketing service
 Bid Room, National sales Office
 74 Washington Ave N
 Battle Creek, MI 49017-3092
 Facsimile Number (269) 961-7658

22. All Payments must be addressed and mailed or delivered to:

Defense Reutilization and Marketing Service
 ATTN: Cashier
 74 Washington Ave N
 Battle Creek, MI 49017-3092
 Facsimile Number (269) 961-7314

- 23. Personal Checks:** Personal checks will be accepted for payments of debts, interest, liquidated damages, overages and storage charges, for amounts of \$25.00 or less. Make checks payable to the U.S. Treasury.

- 24. Facsimile Notification of Award:** The bidder may request facsimile notification or award by checking the appropriated block on the Item Bid Page. When requested by the bidder, facsimile notification will be sent simultaneously with the mailing of the contract and will include the contract number and item(s) awarded.

- 25. Disposal Notification to All Purchasers and Sub-Purchasers:** The use, disposition, export and reexport of this property is subject to all applicable U.S. laws and regulations, including the Arms Export Control Act (22 CFR 2751 et seq.); the Export Administration Act of 1979 (560 U.S.C. App. 2401 et seq.); International Traffic in Arms Regulations (22 CFR 120 et seq.); Export Administration Regulations (15 CFR 730 et seq.); Foreign Assets Control Regulations (31 CFR 500 et seq.); and the Espionage Act (37 U.S.C. 791 et seq.) which among other things, prohibits:
- a. The making of false statements and concealment of any material information regarding the use or disposition, export or reexport of the property, and
 - b. Any use or disposition, export or reexport of the property, which is not authorized in accordance with the provisions of this agreement.
- Before any export or reexport of this property is attempted, contact the Office of Defense Trade Controls, Department of State and the Bureau of Export Administration, Department of Commerce for export licensing requirements.

-
26. **EXCHANGE SALE:** This property is being offered in accordance with the exchange/sale provisions of Section 201(c) of the Federal Property and Administrative Services Act of 1949 Stat.384 as amended (40 U.S.C.481c).
 27. **BC: BOATS, CUTTERS AND SHIPS CERTIFICATION:** No assurance is given that any boat, cutter or ship will be suitable for inspection and certification under the Merchant Marine Safety Laws and Regulations of the United States, or those of any country.
 28. **EP: ENVIRONMENTAL PROTECTION:** All offeror's are advised that they must comply with all applicable host nation, state, local and international laws, ordinances, regulations, etc., with respect to human safety and the environment during the processing, use or disposal of material purchased from the Department of Defense.
 29. **RELEASE OF MATERIALS:** If purchaser wishes to release material to a carrier or agent, it is requested a written release be furnished prior to release of material.
 30. **VC: COATINGS:** Vessels of this type may contain paint coating that are lead or zinc oxide based. Due to the age of the vessels, all coatings are assumed to be lead and/or zinc oxide based. The purchaser must implement controls required by host nation regulations concerning worker safety and environmental compliance.
 31. **VR: REGULATED SUBSTANCES:** PCB, asbestos or other hazardous or components not identified in the item description may remain on the vessel(s) being offered in this invitation of Bids. Strict adherence to Federal environmental statutes, US Environmental Protection (EPA) regulations, State and local environmental laws and regulations are required for this item. Purchaser is cautioned that it is solely responsible to ascertain the extent to which Federal environmental laws and other State and local statutes and regulations may effect it and comply therewith.

NOTICE:

High bids on Demil B or Q items, where an End Use Certificate is required, are taking 60 to 120 days (or longer) to clear Trade Security Control, part of the Department of Commerce. To ensure you don't lose the right to the property, during the clearance process, please enter "60" or leave blank the portion of Standard Form 114, Item Bid and Award Page, which states, "In compliance with the above, the undersigned offers and agrees, if this Bid is accepted within ____ calendar days...to pay for and remove the property." **We are unable to extend Bid Acceptance Periods of less than 60 days.** Failure to leave this line blank or specifying less than 60 days may cause you to lose the right to the property.

Supply Condition Codes

Code	Title	Definition
A	Serviceable (issuable without qualification)	New, used, repaired, or reconditioned material which is serviceable and issuable to all customers without limitation or restriction. Includes material with more than 6 months' shelf life remaining.
B	Serviceable (issuable with qualification)	New, used, repaired, or reconditioned material which is serviceable and issuable for its intended purpose but which is restricted from issue to specific units activities, or geographical areas by reason of its limited usefulness or short service life expectancy. Includes material with 3 through 6 months' shelf life remaining.
C	Serviceable (priority issue)	Items which are serviceable and issuable to selected customers, but which must be issued before Condition A and B material to avoid loss or as a usable asset. Includes material with less than 3 months shelf life remaining.
D	Serviceable (test/ modification)	Serviceable material, which requires test, alteration, modification, conversion, or disassembly. (This does not include items, which must be inspected or tested immediately prior to issue.)
E	Unserviceable (limited restoration)	Material, which involves only limited expense or effort to restore to serviceable condition and which is accomplished in the storage activity where the stock is located.
F	Unserviceable (reparable)	Economically reparable material which requires repair, overhaul, or reconditioning (includes reparable items, which are radioactively contaminated).
H	Unserviceable	Material, which has been determined to be unserviceable and does not meet repair criteria, (includes condemned items which are radioactively contaminated).

Demilitarization Codes/Requirements

A DEMIL customer service help line at 1-888-352-9333 is available 8:00-5:00 EST/EDST to address any demilitarization problems or concerns.

Code	Explanation
A	Non-MLI/Non-CCLI. Demilitarization not required.
B	MLI (NON-SME). Demilitarization not required. Trade Security Controls (TSC) required at disposition.
G	MLI (SME). Demilitarization required - AEDA. Demilitarization, and if required, declassification and/or removal of sensitive markings or information will be accomplished prior to physical transfer to a DRMO. This code will be used for all AEDA items, including those, which also require declassification and/or removal of sensitive markings or information.
Q	CCLI. Commerce Control List Item – Demilitarization not required. CCLI are dual-use (military, commercial, and other strategic uses) items under the jurisdiction of the Bureau of Export Administration, U.S. Department of Commerce, through the Export Administration Regulations. The types of items under the Commerce Control List (CCL) are commodities (i.e., equipment, materials, electronics, propulsion systems, etc.), software, and technology. The CCL does not include those items exclusively controlled by another department or agency of the U.S. Government.

Conditions of Sale (DRMS Form 83 Jan 98 Computer Generated)

The General Information and Instructions and General and Special Conditions of Sale are hereby incorporated by reference and become a part of this Invitation for Bids and any contract resulting from acceptance of bid submitted pursuant to this Invitation for Bids as fully as though such Instructions, Term and Conditions had been specifically set forth herein. The Instructions, Term and Conditions are contained in Defense Reutilization and Marketing Service pamphlet entitled *Sale by Reference - Instructions, Terms and Conditions Applicable to Department of Defense Personal Property Offered for sale by Defense Reutilization and Marketing Service dated March 1994*, and may be obtained from the DRMS Web site, www.dla.mil/drms or upon request from the DRMS National Sales Office, 74 Washington Ave. N, Battle Creek, MI 49017-3092. Copies are available through any activity of the Defense Reutilization and Marketing Service.

The specific Instructions, Terms and Conditions applicable to this sale are as follows:

DRMS pamphlet *Sale by Reference, March 1994*:

- Part 1: **General Information and Instructions** (DRMS Form 81, Oct 93): All Conditions, except Condition 6 should read: Any sale or use tax imposed by any state, country or political subdivision will be paid by the Purchaser.
- Part 2: **General Sale Terms and Conditions** (Standard Form 114C, Jun 86 ed., and DRMS Form 84, Oct 93). All Conditions.
- Part 3: **Special Sealed Bid Conditions** (Standard Form 114C-1, Jan 70 ed., and DRMS Form 99, Oct 93). All Conditions Except A and E.
- Part 5: **Additional Special Circumstance Conditions - Miscellaneous** (DRMS Form 86, Oct 93). As specified in item description.
- Part 6: **Additional Special Circumstance Conditions- Demilitarization and Mutilation** (DRMS Form 95 Oct 93). As specified in item description.
- Part 7: **Additional Special Circumstance Conditions - Hazardous and Dangerous Property** (DRMS Form 98, Oct 93). As specified in item description.

IN ADDITION TO THE ABOVE, THE FOLLOWING IS ALSO INCORPORATED AS PART OF THIS SALE:

Articles

ARTICLE B01: BID DEPOSITS AND PAYMENTS

(a) A bid deposit of 20% of the total amount bid is required and must accompany the bid. If the bid deposit is not in the Sales Contracting Officers possession at the time of bid opening, this will render the bid as nonresponsive.

(b) All bid deposits and payments, including those for storage charges, liquidated damages, and interest, must be in the form of cashier's check, certified check, traveler's check, bank draft, money order, cash or credit card (MasterCard, Visa, Discover Card, American Express only). Make checks payable to U.S. Treasury. When a credit card is used as payment, the credit card number, the name as printed on the credit card, and the expiration date must be provided. If more than one credit card is used; the bidder must identify the exact monetary amount to be applied against exact credit card. Bidders whose payment is accompanied by a letter of credit, or who have on file an approved bid bond (SF150 or SF 151) may make payments by uncertified personal or company checks, but only up to an amount equal to the penal sum of their bond or the amount of their letter of credit.

(c) If, for any reason, a bidder's uncertified check is not honored for payment by the payees' bank upon initial presentment for payment, the Government may, after notifying the bidder, require the bidder to make all future payments by cash, cashiers check, certified check, traveler's check, bank draft or money order.

(d) Successful bidders that wish to make payment via credit card for property awarded via credit card can do so by providing language substantially as follows:

I (WE) AUTHORIZED THE SALES CONTRACTING OFFICER TO OBTAIN PAYMENT BY CREDIT CARD FOR ANY ITEMS I AM (WE ARE) AWARDED ON THIS SALE.

Any necessary adjustments in accordance with condition of sale entitled "Adjustment or Variation in Quantity or Weight" will be applied to the card as a debit or credit.

(e) Personal checks will be accepted for payment of debt interest, liquidated damages, overages and storage charges for amounts of \$25.00 or less.

(f) All payments must be addressed and mailed or delivered to:
Defense Reutilization and Marketing Service
Attn.: Cashier
74 North Washington Ave.
Battle Creek, MI 49017-3092

Credit card payments must be faxed to: (269) 961-7314

ARTICLE B07: CHANGE IN CONTRACT CLAUSES:

The terminology "Strategic List" and "SLI" appearing in Article J: STRATEGIC LIST ITEMS (SLI) and Article K: MUNITIONS AND STRATEGIC LIST ITEM (mli/sli) COMPLIANCE found at Part 5 of the sale by reference pamphlet dated March 1994 is deleted and "Commerce Control List" and "CCLI", respectively, are substituted therefore. All other language remains unchanged and in full force and effect.

ARTICLE B27: HOLD HARMLESS CONDITION

The purchaser shall hold and save the Government and its personnel free and harmless from liability of any nature or kind occasioned by operations of the purchaser on Government premises.

ARTICLE KB: APPLICABLE LAW

This contract is between the United States of America and the Purchaser. The Contracting Officer shall not be personally liable or responsible to the Purchaser for official acts in the execution or administration of this contract. The rights and remedies of the parties are governed by the terms and provisions of this contract. The validity and interpretation of this contract and all rights and obligations there under shall be governed by the law of the United States of America.

ARTICLE KC: ILLICIT ACTS

During the performance of the contract awarded, the purchaser agrees to assume full responsibility for any illicit act committed by his assigned agents and/or employees while such personnel are within the confines of the U.S. military installation or any area involved in the performance of such contract. For the purpose of this condition of sale, illicit acts include, but are not limited to, commission of fraud, theft, bribery, receiving stolen property, and any other alleged offense not specifically indicated. Therefore, the purchaser agrees to ensure complete supervision over such personnel who are engaged in the performance of any contract awarded. Violation of above requirement by the purchaser and/or agents may result in temporary suspension or permanent debarment of the contractor.

ARTICLE KD: IMPORT-EXPORT RESTRICTIONS

This sale document does not constitute a guarantee that the property listed hereunder can legally be imported into the United States. This sale document does not constitute a guarantee that the property sold hereunder is authorized for export from the country where such property is located. It is the responsibility of the purchaser to obtain such clearances and approval for export from the host country concerned.

ARTICLE PA: MAILGRAMS, TELEGRAPHIC, ELECTRONIC MAIL AND FACSIMILE BIDS.

Notwithstanding the provisions of Condition 3, General Sale Terms and Conditions (Standard Form 114C), telegraphic, electronic mail (Internet) and facsimile bids or bids submitted by mailgrams are acceptable under this Invitation for Bid. By submitting a telegraphic, electronic mail, facsimile or mailgram bid, the bidder agrees to be bound by all terms, conditions and provisions of this Invitation for Bid. Bidders are cautioned that all such bids must be in the possession of the SCO at the time set for bid opening, and must be supported by an adequate bid deposit in accordance with the provisions of Article E, Part 3, entitled "Bid Deposits and Payments", in the Sale By Reference Pamphlet dated August 1989.

ARTICLE PB: DENIED AREAS/EXCEPTIONS/COMMODITY RESTRICTIONS

a. The Bidder understands and agrees that the ultimate of the property shall not be Afghanistan, Albania, Angola (UNITA), Bulgaria, Burma, Cambodia, People's Republic of China, Cuba, Estonia, Ethiopia, Haiti, Iran, Iraq, Laos, Latvia, Liberia, Libya, Lithuania, Madagascar, Mongolia, Mozambique, Nigeria, North Korea, Peru, Romania, Rwanda, Somalia, Sudan, Syria, Vietnam and all former states of Yugoslavia (Croatia, Slovenia, Bosnia-Herzegovina, Montenegro, Serbia, and other republics), South Africa, and all states of the former Soviet Union, or any other prohibited destinations that may be specified in this contract.

b. EXCEPTIONS: Notwithstanding anything herein to the contrary, this property (DEMIL "A", non-MLI/SLI items and ferrous and non-ferrous, true scrap (property which was not downgraded to a scrap condition) may be exported to any country and territory except: Cuba, Iran, Iraq, Libya, North Korea, Unita (Angola), and the following areas of the former Republic of Yugoslavia, (Kosovo) and the Bosnian Serb-Controlled area of the Republic of Bosnia/Herzegovina.

c. COMMODITY RESTRICTIONS: The Bidder understands and agrees that, although not on the Denied Areas List, the sale of Munitions List and Strategic List Items (MLI/SLI) designated as CAT II items, and any property requiring demilitarization or mutilation under U.S. supervision shall not be sold for ultimate destinations to Chile, Poland, Hungary, The Czech and Slovak Federal Republics, and South Yemen."

ARTICLE PD: SALE OF COMMERCE CONTROL LIST PROPERTY

Buyers are advised that the item offered on this sale are designated as Commerce Control List Items (CCLI) under the Export Administration Regulations (EAR) issued by the U.S. Department of Commerce (DoC). See 15 CFR (730-774).

Since the Department of Defense has determined this item to be on the Commerce Control List, the Sales Contracting Officer (SCO) may refuse to release the property to individuals who cannot obtain the appropriate DoC export or reexport license, or who have not established an appropriate exemption, within the time frame allowed for free removal of the items. Prospective buyers should contact the DoC Bureau of Industrial Security, Exporter Counseling Division at (202) 482-4811 or <http://www.bxa.doc.gov> for information on licensing and exemptions. Prospective buyers may also contact the nearest U.S. Commercial Service Officer at www.usatrade.gov for assistance in export licensing information. U.S. Commercial Services officers are usually located at the American Consulates and Embassies around the world.

Successful bidders should advise the SCO as soon as possible of any anticipated delays in obtaining the appropriate approvals if such delay may require an extension of the free removal period allowed under the contract. Such extensions are discretionary with the SCO. Note: for vehicles covered under ECCN 9A018, the SCO may assume that no license or other approval is required if the awarded bid price is \$1,500.00 or less. See 15 CFR Part 774, Supplement No. 1, Chapter 9. The DRMS Sales by Reference Part 8, Additional Special Circumstances-Foreign Excess Personal Property is also applicable to this sale.

ARTICLE SA: STORAGE CHARGES/LATE REMOVAL CHARGES

Notwithstanding Part 2, Condition 28, if the Purchaser fails to remove the vessel within the time limits specified for removal, or within any extension of time which may have been granted by the Sales Contracting Officer, pursuant to Condition No. 8, General Sales Terms and conditions (Standard Form 114C), charges for wharfage, moorage, dockage, anchorage, berthing or other services will be assessed at the following rate(s) per day per vessel excluding Saturdays, Sundays and Federal Holidays.

ITEM NUMBERS	RATE PER DAY (PER VESSEL)
1-9	\$300.00

In all instances where storage charges are assessed, payment thereof must be made by the purchaser prior to the removal of the property unless otherwise authorized by the Government. In no event, however, will charges for late removal exceeds 50% of the contract price of vessel as to which the delay occurred.

Inspection Dates and Times

February 9-13, 2004
Monday through Friday Only!
(Excluding weekends and Federal Holidays)

Inspection Notes:

Items 1-4: Monday through Friday. Hours: 08:30 A.M. - 2:00 P.M. By Appointment ONLY. Appointments must be made 2 days in advance. Please contact CW04 Brian Lehmkuhler at (619) 556-6790 for inspection appointment, access to site requirements, and directions to the location of the equipment.

Items 5-7: Monday through Friday. Hours: 07:30 A.M. – 3:30 P.M. By Appointment ONLY. Appointments must be made 24 hours in advance. Please contact Kenneth Naegele at (215) 897-6747 for inspection appointment, access to site requirements, and directions to the location of the equipment.

Item 8: Monday through Friday. Hours: 09:00 A.M. – 3:00 P.M. By Appointment ONLY. Appointments must be made 5 business days in advance. Please contact MMC (SS) Curtis McVey at (360) 396-4224 for inspection appointment, access to site requirements, and directions to the location of the equipment.

Item 9: Monday through Friday. Hours: 08:00 A.M. – 3:00P.M. By Appointment ONLY. Appointments must be made one week in advance. Please contact Mr. Curtis Naki at (808) 478-3684 for inspection appointment, access to site requirements, and directions to the location of the equipment.

Loading Table

Time for Removal

(See DRMS pamphlet, "Sale by Reference, March 1994, Part Z, Condition no. 8, Standard Form 114C)

The removal period is established on the basis that a written notice of award will be made by March 30, 2004

Should the written notice of award on any item(s) not be made by the above date, an appropriate allowance will be made in the date of removal for such items.

Property must be removed within 30 days of Award.

LOADING LEGEND

I GOVERNMENT WILL LOAD

- (a) Rail
- (b) Truck or Trailer

II GOVERNMENT WILL LOAD-OPEN TOP CONVEYANCE ONLY

- (a) Rail
- (b) Truck or Trailer

III PURCHASER MUST LOAD (NO GOVERNMENT ASSISTANCE)

- (a) Rail facilities available adjacent to property
- (b) Rail facilities available on the installation but remote from property
- (c) No rail facilities available

IV OTHER

ITEM
1-9

LOADING LEGEND
IIIc

Loading Notes

Items 1 - 9: Purchaser must Load/Tow at no cost to the Government, **No Government assistance.** Working on vessel is prohibited on Government property other than preparing for tow or shipment. A **48-hour notice** is required prior to removal of property. Please contact the POC listed in the item description for removal appointment. At the gate, those personnel with clearance need to have the following documents on their person: valid vehicle operator's permit; company photo ID, a copy of the paid in full DRMS Form 1427, Notice of Award Statement and Release Document; and a DRMS Form 1646, Letter of Authorization, is also required for anyone other than Purchaser, for property release.

Sale of Government Property

Item Bid and Award Page

Address your bid to: Defense Reutilization and Marketing Service Bid Room, National Sales Office 74 Washington Ave., North Battle Creek, MI 49017-3092	Bids will be opened at: Defense Reutilization and Marketing Service DRMS-BU, National Sales Office 74 Washington Ave., North Battle Creek, MI 49017-3092
Sale No. 38-4869	Date: February 25, 2004 at 9:00 a.m. EST

Bids will be publicly opened on the date and time specified, subject to:

- TERMS AND CONDITIONS
 - ☒ General Sale Terms and Conditions, SF 114C, Jun. 86 ed.; and Special Sealed Bid Conditions, SF 114C-1, Jan. 1970 ed
 - ☒ Terms/conditions incorporated herein by reference;
 - ☒ Special terms/conditions incorporated into the Invitation for Bid;
- PAYMENT REQUIREMENTS
 - ☒ Bidder is required to pay for any or all of the items listed on the Item Bid Page(s) at the price bid for each item, in accordance with Article B01.

BID (This section to be completed by the Bidder)

In compliance with the above, the undersigned offers and agrees, if this Bid is accepted within _____ calendar days (60 calendar days if no period is specified by the Government or the Bidder, but not less than 10 calendar days) to pay for and remove the property. The total amount is \$_____.

THE BIDDER (Check appropriate boxes)

- ☐ has, ☐ has not inspected the property on which the bid is submitted.
- ☐ is, ☐ is not, an individual or a small business concern. (See CFR, Title 13, Chapter 1, Part 121, Sec. 121.3-9 for the definition of small business.)(Only U.S. businesses/persons requirement)

Complete the following only if the total amount of the bid(s) exceeds \$25,000.

- ☐ has, ☐ has not, employed or retained any company or person (other than a full-time, bona fide employee working solely for the Bidder) to solicit or secure this contract, and
- ☐ has, ☐ has not, paid or agreed to pay any company or person (other than a full-time, bona fide employee working solely for the Bidder) any fee, commission, percentage or brokerage fee, contingent upon or resulting from the award of this contract; and agrees to furnish information relating to (a) and (b) above as requested by the Contracting officer, (For interpretation of the representation, including the term "bona fide employee", see CFR, TITLE 41, SUBPART 101-45.3.)

Name and address of bidder (Street, City, State, and Zip Code) (type or print) – (MUST be same on envelope)	Signature of person authorized to sign this bid	
	Signers name and title (type or print)	Date Of Bid
Telephone number: Bidder identification no. (If applicable) 300		

Acceptance by the Government (This section for Government use only)

Accepted as to item(s) numbered (For acceptance information see DRMS Form 1427 attached)	United States of America By: (Contracting Officer)	Date of Acceptance
Total Amount	Contract Number(s)	Name and Title of Contracting Officer

Standard Form 114 – Computer Generated

Sale of Government Property
Item Bid Page

NOTICE: INDIVIDUAL BIDS ONLY
A 20% bid deposit of total bid price is required for this sale.

Item Number	Total Price Bid	Item Number	Total Price Bid



Bidder may request facsimile notification of award by checking this block. See General Information and Instruction No. 22 of Sale by Reference. Our facsimile number is:

Bid number to be filled in by sales office		Name of bidder and identification number, if applicable (type or print)
--	--	---

Standard Form 114A Computer Generated

IMPORTANT NOTICE: PROVIDE YOUR COMPLETE NAME AND MAILING ADDRESS, BIDDER ID NO., SALE NO. AND BID OPENING DATE ON THE FACE OF THE ENVELOPE AS SHOWN IN THE EXAMPLE IN THIS IFB. IT IS IMPORTANT TO YOU AS WELL AS TO THE GOVERNMENT.

Credit Card Information

Please note

Effective immediately, if you use a credit card for payment and, at the time of processing, it is declined by the bank, you will be advised, in writing, that your credit card will no longer be accepted for a period of one (1) year. Fraudulent use of credit cards will result in your being recommended for debarment from the DRMS sales program.

If a credit card is to be used as a payment, complete the following information and return this sheet with your bid, or AFTER AWARD, facsimile this completed page to (269) 961-7314. Be sure to include your contract number.

(Please type or legibly print information)

First Name: _____ Last Name: _____

Company Name: _____

Card Holder Name: _____

Address: _____

City: _____ State: _____ Zip Code: _____ - _____

Master Card () Visa () Discover () American Express ()

Credit Card Number: _____

Expiration date: Month _____ Year _____

I (we) authorize the sales contracting officer to obtain payment by credit card for any items I am (we are) awarded on this sale.

Authorized Signature

Date

<p style="text-align: center;">LETTER OF AUTHORIZATION <i>(Prescribing authority: DRMS-H 4160.3. Volume 1)</i></p>	<p>TO: _____</p>
<p>I, _____ the undersigned, hereby authorize _____ to <i>(PRINT NAME)</i> <i>(PRINT NAME)</i> act as my agent on Contract _____ with respect to the items listed below and for the purpose indicated by check mark in the boxes provided under “Extent of Authority”.</p>	
EXTENT OF AUTHORITY	LIST ITEM(S)
<div style="display: flex; align-items: flex-start;"> <div style="margin-right: 10px;"> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> </div> <div> <p>Make payment.</p> <p>Make payment and remove property.</p> <p>Remove Property.</p> <p>Perform work required under the contract</p> <p>Accept and sign for deliveries above or below the quantity variations allowed under the contract.</p> <p>Sign certifications required prior to Government's permitting release of property.</p> <p>Other (specify):</p> </div> </div>	<div style="border: 1px solid black; height: 200px; width: 100%;"></div>
SIGNATURE OF PURCHASER	DATE

DRMS FROM 1646, APR 2002 (EF) (Previous Edition May be used Until Exhausted)

BEFORE YOU BEGIN, READ THE FILLER HELP PROVIDED UNDER FILE/FORM INFO. THEN
PUT YOUR CURSOR IN THE RED BOX AND CLICK ON F1 FOR SOME ADDITIONAL INFO.



IFB/CONTRACT/OFFER/SF122/SF123 ORDER NO.

END-USE CERTIFICATE (STATEMENT REGARDING DISPOSITION AND USE OF PROPERTY) (Please read Privacy Act Statement on reverse before completing this form. If additional space is required, use separate sheets and identify by Block Number.)		FOR AGENCY USE ONLY				Form Approved OMB No. 0704-0382 Expires Dec 31, 2004
TSC CLD	PRIMARY PURCHASER	SUB-PURCHASER				
YES		1	2	3	4	
NO						
<p>The public reporting burden for this collection of information is estimated to average 20 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to DoD, Washington Headquarters Services, DIOR (0704-0382), 1215 Jefferson Davis Highway, Suite 1204, Arlington, VA 22202-4302. Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number. Please DO NOT RETURN your form to either of these addresses. RETURN COMPLETED FORM TO THE OFFICE STATED ON THE IFB, SOLICITATION OR PROPOSAL.</p> <p>INSTRUCTIONS. This form must be fully completed by all applicants for Munitions List Items (MLI)/Commerce Control List Items (CCLI) prior to acceptance by the U.S. Government and constitutes an integral part of this bid. The information given must be true and correct and will become a part of this contract. Every block MUST have an entry. If necessary, insert "NONE," "SAME AS BLOCK X," or "NOT APPLICABLE" (do not use "N/A"). If the applicant is acting solely as an Agent, a DLA Form 1822 must be signed by the Principal. The term Approving Official is used to indicate the person authorized to act for the U.S. Government (Sales Contracting Officer, Plant Clearance Officer, or other designated individual). FOR ALL SALES OF PROPERTY APPROVED BY PLANT CLEARANCE OFFICERS, UPON THE REMOVAL OF THE PROPERTY, ALL DOCUMENTATION REQUIRED BY THIS FORM WILL BE FORWARDED TO THE IDENTIFIED TRADE SECURITY CONTROL OFFICE.</p> <p>The following applies to all property subject to sale using this form: the use, disposition, export, or re-export of this property, is subject to the publications, penalties, and other provisions of the economic programs administered by the Office of Foreign Assets Control, U.S. Treasury Department, 31 CFR Chapter V.</p>						
THIS STATEMENT IS SUBMITTED IN CONNECTION WITH: <input type="checkbox"/> SALE <input type="checkbox"/> EXCHANGE <input type="checkbox"/> OTHER:		LINE ITEM NUMBER/COMMODITY				
NAME (Last, First, Middle)		SSN/ALIEN CARD NO./COUNTRY ID				
DATE OF BIRTH (MM/DD/YY)		PLACE OF BIRTH (City or County, State, Country)			TELEPHONE NUMBER (Include Area Code)	
MAILING ADDRESS		PHYSICAL ADDRESS				
SECTION I. GENERAL INFORMATION						
APPLICABILITY. This statement applies to the property for which we have submitted our bid/offer pursuant to the above identified invitation.						
1. TYPE OF FIRM <input type="checkbox"/> SOLE PROPRIETORSHIP <input type="checkbox"/> PARTNERSHIP <input type="checkbox"/> CORPORATION <input type="checkbox"/> OTHER (Specify):						
2. NATURE OF END-USER'S BUSINESS		3. NATURE OF PRINCIPAL'S BUSINESS		4. FIRM'S ID/FEDERAL TAX NUMBER		
5. BUSINESS/CORPORATION HEADQUARTERS		6. BRANCH OFFICE				
A. NAME		A. NAME				
B. ADDRESS (Physical location)		B. ADDRESS (Physical location)				
7. ALL CORPORATE OFFICERS, PARTNERS AND/OR AGENTS ARE TO PROVIDE, ON SEPARATE SHEETS OF PAPER, THEIR NAMES, ADDRESSES, SSNs, DATES AND PLACES OF BIRTH. FAILURE TO PROVIDE THIS INFORMATION COULD RESULT IN SIGNIFICANT DELAY OR DENIAL OF THE AWARD.						
SECTION II. END USE/USER INFORMATION. If this is a negotiated exchange, identify the property being exchanged:						
1. PURPOSE. THE PROPERTY REFERRED TO IN ABOVE IFB/OFFER NUMBER WILL BE UTILIZED FOR THE FOLLOWING: Enter and "X" in the appropriate item(s) below. In the case of resale, Item 1.F. or 1.G. MUST be marked.						
<input type="checkbox"/> A. Retention for the following specific use (see note):		<input type="checkbox"/> B. Resold in the form received for the following use (see note):		<input type="checkbox"/> C. The property will not be sold or otherwise disposed of for use outside of the United States or to non-U.S. Citizens/Nationals in the United States.		
<input type="checkbox"/> D. The property may be re-exported in the form received to the following country/countries:		<input type="checkbox"/> E. Resale after following alteration (description of final production): in (Country/Countries): and distribution in (Country/Countries):		<input type="checkbox"/> F. If sold, name, address, and telephone number of sub-purchaser(s):		
<input type="checkbox"/> G. The customers are unknown at this time. If required by the contract/transfer document, I will obtain prior written approval for the resale of any of the property covered by this contract.						
ADDITIONAL INFORMATION: State any other material facts relating to end user and use of the property which may be of value in considering the proposal:						
NOTE: Example of specific uses: AIRCRAFT. The bidder/recipient certifies that the aircraft will be used: as a flyable aircraft; as a nonflyable aircraft to be used only for parts, display, or ground instruction, etc.; for resale as a flyable aircraft.						

SECTION III. UNDERSTANDING AND NOTIFICATIONS

1. The use, disposition, export and re-export of this property is subject to all applicable U.S. Laws and Regulations, including but not limited to the Arms Export Control Act (22 USC 2751 et seq.); Export Administration Act of 1979 (50 USC App. 2401 et seq.) as continued under Executive Order 12924; International Traffic in Arms Regulations (22 CFR 120 et seq.); Export Administration Regulations (15 CFR 730 et seq.); Foreign Assets Control Regulations (31 CFR 500 et seq.) and the Espionage Act (18 USC 793 et seq.); which, among other things, prohibit:

A. The making of false statements and concealment of any material information regarding the use or disposition, export or re-export of the property and

B. Any use, disposition, export or re-export of the property not permitted by applicable statute and regulation.

2. The submission of false or misleading information and/or concealment of any material facts regarding the use, disposition or export of this property may constitute a violation of provisions of 18 USC 793/1001, 22 USC 2778/2779, 50 USC App. 2410, and 50 USC App. 1-44. Sanctions for violations will be in conformity with U.S. laws and regulations (including Federal Acquisition Regulations and DoDD 2030.8) and may include the denial of U.S. export privileges and of any participation in future U.S. Government contracts.

3. Transfers of MLI and CCLI property by purchasers/bidders are subject to the requirements of the appropriate licensing department or agency. In many cases, an export license or other authorization may be required. With respect to MLI, registration of the purchaser's/bidder's business with the Department of the State may also be required. It is the responsibility of the purchaser/bidder to determine what the applicable requirements may be and to obtain all necessary authorizations or

4. When MLI/CCLI property is transferred, the information in this form regarding the above laws and regulations must be passed to the subsequent purchaser/receiver. Records of Resale in buyer's possession should be available for Trade Security Controls Office review, if requested.

5. The Invitation For Bid and Sale/Exchange Contract number can be referenced when submitting an application for an export license or other authorization to the Department of State for MLI or Department of Commerce for CCLI.

6. The Government expects the Purchaser/Recipient to cooperate with all authorized Government representatives to verify the existence and condition of MLI/CCLI.

SECTION IV. CERTIFICATION STATEMENT TO BE SIGNED BY BIDDER AT TIME OF RESPONSE TO IFB

1. I do certify that all information given in this Statement Regarding Disposition and Use of Property is true and correct to the best of my knowledge and belief and have not knowingly omitted any information which is inconsistent with this statement. I understand this statement will be referred to and be a part of the contract of sale/exchange with the U.S. Government. I agree to submit a written request for amendment of this statement to the Approving Official prior to effecting any change of fact or intention from that stated herein or in any prior amendment, whether occurring before or after the release of the commodities, and not to effect such changes without first receiving written approval of the Approving Official.

2. I acknowledge having been advised that the MLI/CCLI property I purchased is controlled by the U.S. Government and in many cases cannot be transferred (exported, sold or given) to a foreign country, a non-U.S. Citizen/National or a non-Permanent US Resident without a valid State/Commerce Department export authorization. Should I transfer this property to a foreign country, a non-U.S. Citizen/National or a non-Permanent US Resident, I will obtain any required authorization before making such transfers. I will not transfer this property to countries, regimes and nationals targeted under the sanctions program administered by the U.S. Treasury Department's Office of Foreign Assets Control.

3. Neither the applicant, corporate officers, directors or partners is:

A. The subject of an indictment for or has been convicted of violating any of the U.S. Criminal statutes enumerated in 22 CFR 120.27 since the effective date of the Arms Export Control Act, Public Law 94-329, 90 Stat. 729 (June 30, 1976) ; or

4. The person signing this DLA Form 1822 is:

- ☐ a Citizen of the United States of America, or
- ☐ lawfully admitted to the United States for Permanent Residence and maintains such residence under the Immigration and Nationality Act, as amended (8 USC 1101(a), 20, 60 Stat. 163) , or
- ☐ a Citizen of _____, and/or
- ☐ is an official of a foreign government entity in the United States.

A. NAME (Type or print)

B. SIGNATURE

C. DATE SIGNED

PRIVACY ACT STATEMENT

AUTHORITY: 10 USC 136; 40 USC 471; 50 USC 2411; 22 USC 2751; and EO 9397.

PRINCIPAL PURPOSE(S): Determine applicant eligibility to participate in the program and ensure that property recipients comply with the terms of the sale.

ROUTINE USES: Data may be disclosed to the Departments of State, Commerce, Treasury, Transportation and Justice for determining compliance with applicable laws and regulations and to the General Services Administration to determine presence of debarment proceedings against a recipient.

DISCLOSURE: Voluntary; however, failure to provide the requested information may result in ineligibility to receive surplus or foreign personal property. DLA PRIVACY ACT SYSTEM NOTICE S800.10 DLSC APPLIES - SEE THIS NOTICE FOR FURTHER INFORMATION.

INSTRUCTIONS FOR COMPLETING DLA FORM 1822, END-USE CERTIFICATE (12/14/01)

All individuals wanting to acquire Department of Defense surplus property, identified as Munitions List Items (MLI) or Commerce Control List Items (CCLI), are required to fully complete this End-Use Certificate (EUC), DLA Form 1822. It is your responsibility to fully and accurately complete this form. The use of "home made" EUCs is discouraged because they are not covered under the Paperwork Reduction Act. Due to the critical nature of this document, failure to comply with any of these instructions and/or accurately provide the required information will result in this EUC being deemed unacceptable and will cause significant delay or denial in obtaining the Trade Security Control (TSC) clearance required to receive MLI/CCLI property.

All entries must be typed or clearly printed. When providing the required information and additional space is needed, the use of a separate sheet of paper is acceptable. At the top of each additional sheet of paper you must place your name and the IFB/Contract no./Offer No./Standard Form-122/Standard Form-123 Order No. You must also cite the appropriate block number(s) and/or letter(s) for each entry.

Every block on the EUC must have an entry. If the information being requested does not apply to your situation, the only entries which will be acceptable are: "NONE", "DOES NOT APPLY", or "NOT APPLICABLE" (do not use N/A, N/R or draw a line). If you have to repeat information that was previously entered in another block, cite the SECTION, block number and/or letter; i.e., "SAME AS SECTION 'X', BLOCK 'X'". The Approving Official (Sales Contracting Officer, Plant Clearance Officer, or other designated individual) will review the EUC for completeness and accuracy.

PAGE 1**AT TOP OF PAGE IFB/CONTRACT/OFFER/SF122/SF123 ORDER NO:**

Enter the number (if not pre-printed) of the Invitation For Bid (IFB), contract/offer, proposal number, order number, etc. that is used to identify the specific sale or exchange.

1. THIS STATEMENT IS SUBMITTED IN CONNECTION WITH:

Place and "X" in the block that best identifies the type of transaction you are entering into:

- SALE - purchasing property from the Defense Reutilization and Marketing Service or the Defense Contract Management Agency.
- EXCHANGE - an agreement with a Military Service Museum to exchange property for agreed upon property or /services.
- OTHER - for those transactions, which are not a sale or exchange and where title to property may or may not pass from government control.

2. LINE ITEM NUMBER/COMMODITY:

Enter the line item number for each MLI/CCLI item you are interested in acquiring.

For negotiated exchanges, or other types of transactions, enter the name or nomenclature of the property, which you will be receiving upon completion of the negotiations.

3. NAME (Last, First, Middle): This should be the name of the individual who signing this form. Please print/type your complete legal name legibly. Provide last name, complete first name (initials for first name will not be accepted) and middle name (if any). If you do not have a middle name, use NMN (No Middle Name). Include any other names ever used (i.e., maiden name, nicknames, acronyms, aliases, doing business as (DBA) and/or "also known as (AKA)" name(s).)

If an individual is bidding for themselves, that individual's name must be provided in this block.

If the bid is for a business, the individual authorized to sign this EUC must provide his/her name in this block.

4. SOCIAL SECURITY NUMBER (SSN)/ALIEN CARD NO./COUNTRY ID:

If the bid is for an individual, that individual's SSN must be provided in this block.

If the bid is for a business, the individual signing this EUC must provide their SSN in this block.

If the bid is in the name of a Permanent Resident, enter your Alien Identification Number.

If the bid is in the name of a Non-U.S. Citizen/National, non-Permanent Resident acting for a foreign government, enter your Country Identification Number

5. DATE OF BIRTH (DoB): Enter DoB as Month/Day/Year (MM/DD/YYYY).

If the bid is for an individual, that individual's Date of Birth must be provided in this block.

If the bid is for a business, the individual signing this EUC must provide their Date of Birth in this block.

6. PLACE OF BIRTH (City or County, State, Country): City/County name must be spelled out. Only the two-letter or standard abbreviation for the State or Country is acceptable.

If the bid is for an individual, that individual's Place of Birth must be provided in this block.

If the bid is for a business, the individual signing this EUC must provide their Place of Birth in this block.

7. TELEPHONE NUMBER: (Include Area Code).

If the bid is for an individual, that individual's telephone number (including Area Code) must be provided in this block.

If the bid is for a business, the individual signing this EUC must provide their telephone number (including Area Code) in this block.

8. MAILING ADDRESS: Enter complete mailing address. Street and City names must be spelled out; abbreviations are unacceptable. Post Office Box is acceptable. The two-letter or standard abbreviation for the State or Country is acceptable.

If the bid is for an individual, that individual's mailing address must be provided in this block.

If the bid for a business, the business's mailing address must provide in this block.

9. PHYSICAL ADDRESS: Enter complete physical address. Street and City names must be spelled out; abbreviations are unacceptable. The two-letter or standard abbreviation for the State or Country is acceptable. Entering Post Office Box is not acceptable. If the bid is for an individual, that individual's physical address (Street, City, State, Zip) must be provided in this block. If the physical address is the same as mailing address (not a Post Office Box), enter "Same as MAILING ADDRESS". If the bid is for a business, the business's physical address (Street, City, State, Zip) must be provided in this block. If the physical address is the same as mailing address (not a Post Office Box), enter "Same as MAILING ADDRESS".

SECTION I. GENERAL INFORMATION

10. BLOCK 1. TYPE OF FIRM:

If the bid is for an individual, enter "Not Applicable".

If the bid is for a business, check the box that most closely describes the organization:

- "Sole Proprietorship" = solitary owner/independent control
- "Partnership" = two or more persons contractually associated as joint principals in a business with joint rights and responsibilities.
- "Corporation" = an association or group of individuals united in trade or similar interests that has filed Articles of Incorporation.
- "Other" = (The signer of this EUC must check "Other" and specify affiliation with official bidder.)
 = Principal (Person having controlling authority)
 = Agent (Person acting for or in place of another by authority from him).

If the "Type of Firm" is a corporation, provide the state in which the Articles of Incorporation were filed. The two-letter standard abbreviation for the state or country is acceptable.

11. BLOCK 2. NATURE OF END-USER'S BUSINESS:

This should best describe the type business/interest of the ultimate end-user.

12. BLOCK 3 - NATURE OF PRINCIPAL'S BUSINESS

This should best describe the type business/interest of the official bidder.

13. BLOCK 4 - FIRM'S ID/FEDERAL TAX NUMBER:

If the bid is in the name of an individual, enter "Not Applicable".

If the bid is in a company's name and that company does not have a Federal Tax Number but is using some other form of tax identifying number (i.e., a personal SSN) list that number and specify (i.e., SSN registered to (provide name)).

BLOCK 5 - BUSINESS/CORPORATION HEADQUARTERS

14. BLOCK 5A - NAME:

If bid is in the name of an individual, enter "Not Applicable".

If the bid is in a company's name, the individual signing this EUC must provide the official company headquarters name in this block (include aliases/acronyms/trade styles).

15. BLOCK 5B - ADDRESS:

Give full physical address. Street and City names must be spelled out; abbreviations are unacceptable. Only two-letter (or standard) abbreviation for State or Country is acceptable.

If the bid is in the name of an individual, enter "Not Applicable".

If the bid is in a company's name, the individual signing this EUC must provide the complete physical address of company headquarters. (Post Office Box is unacceptable).

BLOCK 6 - BRANCH OFFICE:

16. BLOCK 6A - NAME:

If the bid is in the name of an individual, enter "Not Applicable".

If the bid is in a company name, the individual signing this EUC must provide all official company branch name(s) in this block (include aliases/acronyms/trade styles).

If the official company branch and headquarters' names are the same, enter "Same as Block 5A".
 If the bid is in a company's name and there is no branch office for this company, enter "Not Applicable".

17. BLOCK 6B - ADDRESS: Street and City names must be spelled out; abbreviations are unacceptable. Only two-letter or standard abbreviation for State or Country is acceptable.

If the bid is in the name of an individual and there are no branch offices, enter "Not Applicable".

If the bid is in a company's name, the individual signing this EUC must provide the complete physical address (Street, City, State, Zip) of all company branch office(s). (Post Office Box is unacceptable).

If company's branch and headquarters offices use the same address, enter "Same as Block 5B"

If there are no branch offices, enter "Not Applicable".

18. BLOCK 7 - ON SEPARATE SHEETS OF PAPER, ATTACH THE NAMES, ADDRESSES, SSNs, DATES AND PLACES OF BIRTH OF CORPORATE

OFFICERS, PARTNERS AND/OR AGENTS.

Failure to comply will cause your transaction to be placed on hold or not considered.

If the bid is in the name of an individual, enter "Not Applicable".

If the bid is for a company, the required information for each of the Officers, Directors, and Partners is to be on separate sheets of paper.

SECTION II. END-USERS/USER INFORMATION

If this is a negotiated exchange, identify the item(s) you will be providing the government in this exchange:

BLOCK 1 - PURPOSE. THE PROPERTY REFERRED TO IN ABOVE IFB/OFFER NUMBER WILL BE UTILIZED FOR THE FOLLOWING:

Enter an "X" in the appropriate item(s) below. In the case of resale, item 1F or 1G must be marked in addition to any other item.

19. BLOCK 1A. RETENTION FOR THE FOLLOWING SPECIFIC USE (see note at bottom of page 1 of this form)

If property is being retained for official bidder's own use, explain intended use.

If statement in Block 1A does not apply, enter "Not Applicable" and go to Block 1B.

20. BLOCK 1B. Resold in form received for the following use (see note at bottom of page 1 of the form).

If property is being resold, give specific information about resale customer's intended use.

If statement in Block 1B does not apply, enter "Not Applicable" and go to Block 1C.

21. BLOCK 1C. The property will not be sold or otherwise disposed of for use outside of the U.S. or to non-U.S. Citizens/Nationals in the United States.

Check this box if applicable.

If statement in Block 1C does not apply, enter "Not Applicable" and go to Block 1D.

22. BLOCK 1D. The property may be re-exported in the form received to the following country/countries:

Check this box if applicable, and list the country (ies). Attach valid, current Department of State Registration (for export).

If statement in Block 1D. does not apply, enter "Not Applicable" and go to Block 1E.

23. BLOCK 1E. Resale after following alteration (description of final production):

Describe the altered product;

in (Country/Countries): List all countries where this product will be sold. (If necessary use a separate sheet of paper to list countries. Identify this as "BLOCK 1E" on the sheet of paper).

and distribution in (Country/Countries): List all countries where this product will be distributed. (If necessary use a separate sheet to list countries. Identify this as "BLOCK 1E" on the sheet of paper).

Attach valid, current Department of State Registration (for export).

If this statement does not apply to you, enter Not Applicable and go to Block 1G.

24. BLOCK 1F. If sold, name, address, and telephone number of sub-purchaser(s):

Provide the full name, physical address and telephone number of the individual/company that purchased the item(s).

If this block does not apply to you, enter Not Applicable.

25. BLOCK 1G. The customers are unknown at this time. If required by the contract/offer, I will obtain prior written approval for the resale of any of the property covered by this contract.

If this block does not apply to you, enter Not Applicable.

26. ADDITIONAL INFORMATION: State any other material facts relating to end user and use of the property that may be of value in considering the proposal:

If this block does not apply to you, enter Not Applicable.

PAGE 2

SECTION III - UNDERSTANDING AND NOTIFICATION

Please read carefully. This section cites the various laws and regulations you must comply with in the use of, disposition of and export of property.

SECTION IV - CERTIFICATION STATEMENT TO BE SIGNED BY BIDDER AT TIME OF RESPONSE TO IFB.

This section is self-explanatory. By signing and dating this form, you are certifying that all the information you are providing is true and correct and you understand and agree to all the provisions in this end use certificate. This form will become part of the contract.

26. PARAGRAPH 4. The person signing this DLA Form 1822 is:

Check the block that applies to you and fill out any applicable portion.

28. BLOCK A - NAME (Type or Print)

Be sure your name is legible.

29. BLOCK B - SIGNATURE Be sure to sign this form

If signer of EUC is Officer, Director, Partner, Principal, Agent, etc., for official bidder, provide title/authority.

30. BLOCK C - DATE SIGNED Be sure you date this form.